

Customer Nos. 38199 and 00270

AHP1CUSA

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of ) Group Art Unit: 1632  
Boutin )  
Appln. No. 10/010,114 ) Examiner: D. Crouch  
Filed: November 13, 2001 )  
For: MULTIFUNCTIONAL MOLECULAR ) September 10, 2003  
COMPLEXES FOR GENE THERAPY )  
TO CELLS )  
Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## RESPONSE UNDER 35 USC § 121

Sir:

This paper is in timely response to the Office Action dated August 13, 2003 and issued for restriction purposes. Please enter the following election.

## Election of the Claims

Applicant provisionally elects claim 3 of Group I, drawn to a method for the transfer of a nucleic acid composition to cells comprising the step of introducing to a multifunctional complex into cells comprising a nucleic acid composition and a transfer moiety where the nucleic acid encodes therapeutic agents, and linking claims 1-2, 4-9, and 17-48. Applicant reserves the right to prosecute the non-elected claims in divisional applications filed during the pendency of the present application.

Certificate of Transmission under 37 CFR 1.8  
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